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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 07-0560 JSW
)	
Plaintiff,)	
)	STIPULATION AND [PROPOSED] ORDER
v.)	TO EXCLUDE TIME
)	
VALERIAN DOBRE,)	SAN FRANCISCO VENUE
)	
Defendant.)	

The parties in the above-titled case, including the defendant, appeared before the Court for a status hearing on March 27, 2008. At the hearing, the parties requested that the hearing be continued to April 24, 2008 at 2:30 p.m. for a status hearing. The parties, including the defendant, also agreed that time should be excluded under the Speedy Trial Act from March 27, 2008 to April 24, 2008 under 18 U.S.C. § 3161(h)(8)(A)(and (B)(i) and(iv). The requested continuance from March 27, 2008 to April 24, 2008 is necessary as defense counsel needs additional time to prepare and investigate the case, and speak with the defendant, taking into account that the defendant is incarcerated and requires the assistance of a Spanish interpreter. The continuance is also necessary for all the reasons given in open court. Thus, the parties agreed, and the Court found, that failure to grant a continuance would unreasonable deny counsel for the defense the reasonable time necessary

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for effective preparation, taking into account the exercise of due diligence, and failure to grant such a continuance would result in a miscarriage of justice. See 18 U.S.C. § 3161(h)(8)(B)(i) and (iv). Finally, the parties agreed, and the Court found, that the ends of justice served by excluding the period from March 27, 2008 to April 24, 2008, outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(A). Accordingly, the Court set a new hearing date on April 24, 2008 and ordered that the period from March 27, 2008 to April 24, 2008, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(i) and (iv).

IT IS SO STIPULATED.

DATED: April 1, 2008

/s/
CHRISTINA HUA
Assistant United States Attorney

DATED: April 1, 2008

/s/
ERIC MATTHEW HAIRSTON
Attorney for Defendant Valerian Dobre

IT IS SO ORDERED. For all the reasons set forth above and in open court, the time from March 27, 2008 to April 24, 2008 shall be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(i) and (iv), as the ends of justice outweigh the interest of the public and the Defendant in a speedy trial.

DATED: _____

JEFFREY S. WHITE
United States District Judge